(64)

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 6177 of 2007

PETITIONER

1. Jeevan Lal Sahu, s/o Shri Lakhan Lal Sahu, aged about 43 years, Occupation – Assistant Teacher Posted at Government Middle School, Chhuhi, Block Nagri, District Dhamtari (C.G).
2. Ramnath Sahu, s/o Shri Mehattar Ram Sahu, aged about 43 years, occupation Assistant Teacher Posted at Govt. Middle School Rajpur, Block Nagri, Dhamtari, District (C.G)
3. Chumuk Lal Sahu, s/o Shri Hari Ram Sahu, aged about 47 years, Occupation Assistant Teacher, Posted at Government Primary School Dongaripara, Block Nagri, Dhamtari Distt (C.G)
4. Harishanker Dhruv, s/o Shri Kapil Ram Dhruv aged about 43 years, Occupation Assistant Teacher, Posted at Govt. Middle School, Bazarkurridih, Block Nagri, Dhamtari Distt. (C.G)
5. Roopnarayan Nevendra, s/o late Sri Gajadhar Prasad, aged about 45 years, Occupation Assistant Teacher posted at Government Middle School Keregaon, Block Nagri, Dhamtari Distt (C.G)

Versus

RESPONDENTS

1. State of Chhattisgarh, through the Secretary, Tribal Welfare, D.K.S. Bhawan, Mantralaya, Raipur (C.G).
2. Commissioner, Tribal Welfare, Ravishanker University Campus, Raipur (C.G)
3. Assistant Commissioner, Tribal Welfare, Collectorate Campus, Dhamtari, Distt. Dhamtari (C.G).

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUION OF INDIA

Appearance:

Smt. Hamida Siddiqui, counsel for the petitioners.

Ku. Sunita Jain, Panel Lawyer appears for the State/ Respondents on advance copy.

ORAL ORDER
(17.10.2007)

(65)

W.P.(S) No. 6177 of 2007

SUNIL KUMAR SINHA, J.

Heard on admission.

Learned counsel for the petitioners submits that the petitioners are working on the post of Upper Division Teacher. She submits that a gradation list of Upper Division Teachers showing the position as on 1.4.2007 has been published vide Annexure P-1 but the seniority of the petitioners No.1 to 4 have been wrongly fixed whereas the name of petitioner no.5 does not find place in the said gradation list. She submits that representations have been made to the concerned authorities but they have not taken any decision on the said representations. For the time being, she makes a limited prayer that this petition be disposed of with a liberty to the petitioners to file fresh representations before the concerned authorities and the said authorities may be directed to dispose of their representations. This limited prayer made by learned counsel for the petitionersis not opposed by learned State Counsel. The same is allowed.

This petition is disposed of with a direction that the petitioners, if so advised, may file their detailed representations along-with the copy of this order and copy of writ petition before the concerned authorities for correction of the gradation list within a period of 3 weeks from today and if such representations are filed, the concerned authorities shall dispose of the same at the earliest, in accordance with law.

With the aforesaid observation, this petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

Rao